



STATE OF DELAWARE
DEPARTMENT OF JUSTICE

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PLEASE REPLY TO:

New Castle County
302-577-8303

October 4, 2006

The Honorable Gregory M. Sleet
United States District Court
844 N. King Street
Wilmington, DE 19801

Re: Marvel v. Prison Industries, et al.
C.A. No. 99-113-GMS

Dear Judge Sleet:

This is to advise the Court that the above-referenced civil action has been settled by the parties and may be withdrawn from the Court's trial calendar. Trial is currently scheduled for November 27-December 1, 2006. A pre-trial conference is currently scheduled for November 9, 2006, at 9:30 a.m. Simultaneous with the filing of this letter, I am filing a proposed Stipulation and Order, signed by the parties, to dismiss this action.

Thank you.

Respectfully submitted,

/s/ Richard W. Hubbard
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Deputy Attorney General
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xc: Clerk of Court (via electronic delivery)
 David A. Felice, Esquire (via electronic delivery)
 Ophelia M. Waters, Esquire (via electronic delivery)